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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

10 HOLLY A. NEILL, an individual; CORI
11 MULSOFF, an individual; BRENDA JONES,
12 an individual,

13 Plaintiffs,

14 v.

15 ALL PRIDE FITNESS OF WASHOUGAL,
16 LLC, a Washington Limited Liability
17 Corporation; CHINDIANAOPLIS, a
18 Washington Limited Liability Corporation;
19 NILE PLOUFFE, an individual,

20 Defendants.

21 Case No. C08-5424RJB

22 PROCEDURAL ORDER

23 This matter comes before the Court on *sua sponte*.

24 The Court received information that the Defendant Nile Plouffe has filed for bankruptcy
25 protection (See U.S. Bankruptcy Court for the Western District of Washington, #09-45189.)
26 Clarification of the status of this District Court case is appropriate. The Court therefore makes the
27 following **ORDER**; which shall govern procedure in the absence of further order:

28 1) This case is stayed pursuant to 11 U.S.C. § 362 as to Nile Plouffe only.
29 2) The case will proceed as to the remaining defendants under the schedule previously set
30 with trial to commence on 5 October 2009.

1 3) The Defendant Plouffe remains a witness, and is not excused from discovery and testifying
2 as a Fed. R. Civ. P. 30(b)(6) designee of other defendants, and as an ordinary witness in the case.

3 4) If the events of the bankruptcy filing disrupted the discovery plan, the discovery period
4 should be extended to allow for completion of only such discovery as was disrupted.

5 5) The Court will continue to rule on pending motions as they become ripe for decision, and
6 will continue its trial planning.

7 It is so ordered.

8 The Clerk of the Court is instructed to send uncertified copies of this Order to all counsel of
9 record and to any party appearing *pro se* at said party's last known address.

10 DATED this 4th day of August, 2009.

11
12 
13 Robert J Bryan

14 Robert J Bryan
United States District Judge